

Amendment and Response to Office Action  
Docket No. A0854

**Amendments to the Claims**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

1 Claims 1-24 (canceled).

1 25. (currently amended): ~~The method as set forth in claim 24 wherein~~  
2 ~~the analyzing further comprises:~~ A method for selling a commodity, the method  
3 comprising:

4 analyzing with at least one computing device a plurality of offers for a  
5 plurality of commodities that were offered in an auction by evaluating each offer  
6 against a determined criteria to identify one or more of the commodities that  
7 satisfy the determined criteria, further comprising:

8 determining an average offer for each of the plurality of  
9 commodities from the offers for each of the plurality of commodities; and  
10 dividing each of the average offer for each of the plurality of  
11 commodities by a total number of items in each of the plurality of commodities to  
12 obtain and generating a quotient that is designated as an analyzed value for each  
13 of the plurality of commodities;

14 selecting with the at least one computing device at least one of the  
15 plurality of commodities that was identified as satisfying the determined criteria  
16 by comparing each analyzed value for each of the plurality of identified  
17 commodities to specify a latent demand for the at least one selected commodity;  
18 and

19 offering to sell the at least one selected commodity for a price based on the  
20 average offer for the commodity.

Amendment and Response to Office Action  
Docket No. A0854

1           26. (currently amended): The method as set forth in claim ~~[[24]]~~ 25  
2 wherein the at least one determined criteria is the analyzed value with the highest  
3 numerical value.

1           27. (currently amended): The method as set forth in claim ~~[[24]]~~ 25  
2 wherein the price for the selected one of the commodities is the average offer.

1           28. (currently amended): The method as set forth in claim ~~[[24]]~~ 25  
2 wherein at least one of the commodities is a combination of two or more items.

1           29. (currently amended): The method as set forth in claim ~~[[24]]~~ 25  
2 further comprising obtaining the offers for each of the commodities.

1           30. (original): The method as set forth in claim 29 wherein the offers  
2 on the commodities are obtained from at least two different sources.

1           Claim 31 (canceled).

1           32. (currently amended): A system for selling a commodity, the system  
2 comprising:  
3           a commodity analyzing apparatus ~~for analyzing~~ comprising at least one  
4 computing device that analyzes a plurality of offers for a plurality of commodities  
5 that were offered in an action using auction by evaluating each offer against a  
6 determined criteria; criteria to identify one or more of the commodities that satisfy  
7 the determined criteria, further comprising:  
8           ~~a commodity selecting apparatus for selecting at least one of the~~  
9 ~~commodities based on the analysis of the determined; and~~  
10           ~~a commodity offering system for offering to sell the selected commodity~~  
11 ~~for a price based on an average offer for the commodity,~~  
12           ~~wherein the offer analyzer further comprises:~~

Amendment and Response to Office Action  
Docket No. A0854

13 a determiner that determines an average offer for each of the  
14 plurality of commodities from the offers for each of the plurality of commodities;  
15 and

16 a divider system that divides each of the average offers offer for  
17 each of the plurality of commodities by a total number of the items in each of the  
18 plurality of commodities ~~to obtain~~ and generates a quotient that is designated as  
19 an analyzed value for each of the plurality of commodities;

20 a commodity selecting apparatus comprising the at least one computing  
21 device that selects at least one of the commodities that was identified as satisfying  
22 the determined criteria by comparing each analyzed value for each of the plurality  
23 of identified commodities to specify a latent demand for the at least one selected  
24 commodity; and

25 a commodity offering system for offering to sell the at least one selected  
26 commodity for a price based on the average offer for the commodity.

1 33. (original): The system as set forth in claim 32 wherein the at least  
2 one criteria is the analyzed value with the highest numerical value.

1 34. (currently amended): ~~A system for selling a commodity, the system~~  
2 ~~comprising:~~

3 ~~a commodity analyzing apparatus for analyzing a plurality of offers for a~~  
4 ~~plurality of commodities in an action using a determined criteria;~~

5 ~~a commodity selecting apparatus for selecting at least one of the~~  
6 ~~commodities based on the analysis of the determined criteria; and~~

7 ~~a commodity offering system for offering to sell the selected commodity~~  
8 ~~for a price based on an average offer for the commodity;~~

9 The system as set forth in claim 32 wherein the price for the selected one  
10 of the plurality of commodities is the average offer.

Amendment and Response to Office Action  
Docket No. A0854

1           35.   (currently amended): The system as set forth in claim ~~[[34]]~~ 32  
2   wherein at least one of the plurality of commodities is a combination of two or  
3   more items.

1           36.   (currently amended): The system as set forth in claim ~~[[34]]~~ 32  
2   further comprising at least one source for the offers for each of the plurality of  
3   commodities.